

Message Text

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60

ORIGIN EB-11

INFO OCT-01 EA-11 ISO-00 CAB-09 CIAE-00 COME-00 DODE-00

DOT-00 INR-10 NSAE-00 RSC-01 FAA-00 L-03 /046 R

DRAFTED BY EB/AN:MHSTYLES:TH

APPROVED BY EB/AN:MHSTYLES

EB/OA - MR. MEADOWS

CAB - MR. HORNEMAN (INFO)

EA/PHL - MR. CUTHELL

----- 127092

R 281809Z MAR 74

FM SECSTATE WASHDC

TO AMEMBASSY MANILA

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E.O. 11652: N/A

TAGS: ETRN, RP

SUBJ: CIVAIR - HOMECOMING FARE

REF: MANILA 3487

1. OUR INFORMAL SOUNDINGS INDICATE THAT US AIRLINES AND CAB STAFF CONSIDER THAT A NEW PAL FARE FILING FOR GROUPS OF 10 AT APPROXIMATELY SAME FARE LEVEL BUT WITHOUT RESTRICTION TO PHILIPPINE NATIONALS WOULD REMAIN OBJECT-IONABLE ON GROUNDS (A) LEVEL WOULD STILL BE UNECONOMIC AND UNREASONABLE AND (B) FARE WOULD REMAIN DISCRIMINATORY IN TERMS OTHER DESTINATIONS IN PACIFIC. IN ORIGINAL ORDER SUSPENDING FARE, CAB DETERMINED FARE WAS DISCRIMINATORY

BECAUSE IT LIMITED TO PHILIPPINE NATIONALS, AND IT DID NOT THEREFORE ADDRESS WHETHER IT MIGHT BE DISCRIMINATORY ON OTHER GROUNDS, E.G. AS TO DESTINATION. CAB ORDER ALSO DID NOT PASS ON REASONABLENESS OF FARE SINCE IT WAS FOUND TO BE ILLEGAL ON OTHER GROUNDS. THUS, REMOVAL OF ONE DISCRIMINATORY ELEMENT WOULD NOT NECESSARILY REMOVE OTHER OBJECTIONS (LEVEL OF FARE AND ITS DISCRIMINATORY ASPECT
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AS TO DESTINATION).

2. ALTHOUGH DEPARTMENT APPRECIATES GOP OBJECTIVE IN
HOMECOMING PROGRAM, WE BELIEVE WE HAVE NO BASIS FOR
URGING CAB TO GRANT SPECIAL FARE PRIVILEGES TO A
PARTICULAR CATEGORY OF PERSONS WHETHER CATEGORY IS

DETERMINED BY NATIONALITY OR ITS TRAVEL DESTINATION.
MOREOVER, IN LIGHT FINANCIAL BURDENS ON AIRLINES CAUSED
BY HIGH FUEL COSTS AND OTHER FACTORS, DEPARTMENT
RELUCTANT SUGGEST TO CAB IT SHOULD SANCTION REDUCED FARES
IN ONE PARTICULAR SITUATION INCOMPATIBLE WITH IATA
FARE STRUCTURE ELSEWHERE. RUSH

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Message Attributes

Automatic Decaptioning: X
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Decaption Note:
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Disposition Authority: MorefiRH
Disposition Case Number: n/a
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Disposition Date: 28 MAY 2004
Disposition Event:
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Drafter: MHSTYLES:TH
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